

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: ANOOP GUPTA.

APPLICATION No.: 09/775,393

FILED: JANUARY 31, 2001

FOR: **META DATA ENHANCED TELEVISION
PROGRAMMING**

EXAMINER: J. E. SHEPARD

ART UNIT: 2623

CONF. No: 7988

Declaration Under 37 C.F.R. § 1.131

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, Anoop Gupta, declare and state that:

1. I am the sole inventor of the invention described and claimed in U.S. Patent Application No. 09/775,393 (the "present application") filed January 31, 2001. This Declaration establishes invention in this country before January 18, 2001, and thus before the U.S. filing date of U.S. Patent Application Publication No. US2002/0095674 (Lowther).

2. Before January 18, 2001, I conceived the invention currently presented in claims 16-75 of the present application. My conception of the invention is corroborated by the presentation which is attached to the previous Declaration as Exhibit A. The presentation was prepared before January 18, 2001.

3. After conceiving of the invention, I proceeded diligently from before January 18, 2001 to the time of filing of the application by participating in patent preparation activities. These activities are corroborated by Exhibit B and the declaration filed with the application. Exhibit B contains an email from patent counsel providing a revised draft of the application on January 9, 2001 based on comments

Attorney Docket No. 418268854US

from me. I reviewed the application, and patent counsel provided me with formal papers for filing with the application. Then I reviewed the formal papers and signed them on January 30, 2001 (see declaration and assignment in application file). On January 31, 2001, I constructively reduced this invention to practice by filing the present application.

4. I further declare that all statements herein made of my own knowledge are true, and that statements made on information or belief are believed to be true; and further, that the statements are made with the knowledge that the making of willful or false statements or the like is punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of any patent issuing from this patent application.



Anoop Gupta

9/23/07

Date

Exhibit D

From: Allan Sponseller
Sent: Tuesday, January 09, 2001 10:45 AM
To: MSDocket (E-mail); Linda Johnson (E-mail)
Cc: LHDOcket
Subject: MS#158295.1 / MS1-682US Patent Draft (Pre-Filing)

Please Confirm Receipt of both Documents.

I have attached a revised draft of the above patent application that incorporates the most recent changes from the inventors. Please ask the inventors to review it carefully and return any additional changes to me by marking up the document using revisions and emailing it back to me. Once I have received any final changes from the inventors, or an indication that there are no additional changes, I will forward a final copy of the application with formal papers.

The drawings are drafted in Visio.



Allan Sponseller
Lee & Hayes, PLLC
(509) 324-9256 ext. 15